IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL, CIVIL JURISDICTION

NOTICE OF MOTION NO.468 OF 2006
IN
WRIT PETITION LODGING NO.1629 OF 2006

Association of the Managements)
of Unaided Engineering Colleges)
(Mah.))..Petitioner

Versus

1.The State of Maharashtra)
through the Department of)
Higher Technical Education)
& Ors.)..Respondents

Mr. S.G. Aney, Senior Counsel with Mr. F.
Pooniwala,Mr.N.F. Dhilla and A.T. Deshpande i/b.
Hariani & Co., for the Petitioner
Mr. A.A. Kumbhakoni, Associate Advocate General with
Mr. M.D. Naik, AGP for Respondents.

CORAM: **F.I. REBELLO &**
ANOOP V. MOHTA, JJ.

DATE: 1ST SEPTEMBER 2006

P.C.

. The petition has been disposed of by order

dated 26th July, 2006. By the present Motion the petitioners have moved this Court that they be permitted to hold only 3 CAP rounds and to fill in vacancies that may arise thereafter at the institute level in the manner set out in prayer clause (a).

2. On behalf of the State Government affidavit has been filed by Navnath Baburao Pasalkar, Director of Education. The procedure followed by the State Government is set out therein and what the State Government proposes to do. It is also pointed out that there is a distinction for admission of seats in medicine, dentistry and engineering. We do not propose to go into that aspect for the present in this proceedings. We, however, feel that the practice of admission must be uniform in both State Government as well as private institutions. In the light of that we issue the following directions for this academic year:-

(i) The State Government as also the Association of Private Collages to conduct the 4th round on merit to CAP and based on the C.E.T.

(ii) The 5th round will the Counselling round.

(iii) In the event there are still seats left vacant it will be open to the Colleges to admit students directly against such vacancies from the

list that they maintained in terms of the brochure.

(iv) The University in the event if any admissions are to be given after the last date fixed for admission to admit such students as long as they can complete their term.

(v) It is made clear that this order has been passed by us in the peculiar circumstances for this academic year as indicated above for filling of seats in Engineering Colleges only.

(vi) We hope for the next academic year the State will make the necessary law as observed by the Supreme Court.

. Notice of Motion disposed of accordingly.

(F.I. REBELLO, J)

(ANOOP V. MOHTA, J)